

**Resolution No. 04-09-21**  
**Of the Newport-Mesa Unified School District Board of Education Finding the**  
**Maintenance Facility Bus Garage Lift Replacement Project Exempt from the**  
**California Environmental Quality Act and Approving the Filing and**  
**Recordation of a Notice of Exemption**

**WHEREAS**, the Newport-Mesa Unified School District (District) desires to replace existing vehicle lifts with new above ground lifts to be used for the same purpose and activity;

**WHEREAS**, the Project would include new concrete flooring in the bus garage where the old vehicle lifts and associated equipment had been located;

**WHEREAS**, the District must comply with the California Environmental Quality Act (CEQA) in relation to the development of the Project;

**WHEREAS**, exemptions from CEQA are set forth in Article 19 of Title 14 of the California Code of Regulations (“CEQA Guidelines”);

**WHEREAS**,

- CEQA Guidelines Section 15301 (Class 1 Existing Facilities) provides that operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing facilities, involving negligible or no expansion of use, may be exempt from CEQA;
- CEQA Guidelines Section 15302 (Class 2 Replacement or Reconstruction) provides that replacement or reconstruction of existing structures and facilities where the new structure will be located on the same site as the structure replaced, and will have substantially the same purpose and capacity as the structure replaced, may be exempt from CEQA;

**WHEREAS**, the District prepared an attachment to a Notice of Exemption which verified that no exceptions under CEQA Guidelines Section 15302.2 would prohibit the use of an exemption.

**NOW THEREFORE BE IT RESOLVED** that the Newport-Mesa Unified School District Board of Education makes the determination and findings and take the actions as referenced below;

- That the implementation of the Project is subject to CEQA Guidelines Sections 15301 and 15302 and is therefore exempt from CEQA.
- That the District has concluded that no exceptions under CEQA Guidelines Section 15300.2 would apply to the Project.
- That the District staff is instructed to file and/or record a Notice of Exemption from the CEQA, consistent with this Resolution, attached hereto as Exhibit A, with any

and all appropriate public agencies or entities, subject to only minor, non-substantive revisions, if necessary.

**APPROVED, PASSED AND ADOPTED** by the Newport-Mesa Unified School District Board of Education this 14 day of September 2021.

Ayes:

Noes:

Absent:

Abstain:

NEWPORT-MESA UNIFIED SCHOOL DISTRICT  
BOARD OF EDUCATION

BY: \_\_\_\_\_  
President of the Board of Education  
Newport-Mesa Unified School District

Attested to:

\_\_\_\_\_  
Clerk of the Board of Education  
Newport-Mesa Unified School District